

Dale

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

RETURN DATE 03/21/2013

In Re

X Case No 8-12-76440ast
Judge Alan S Trust
Chapter 7

American Land Acquisition Corporation

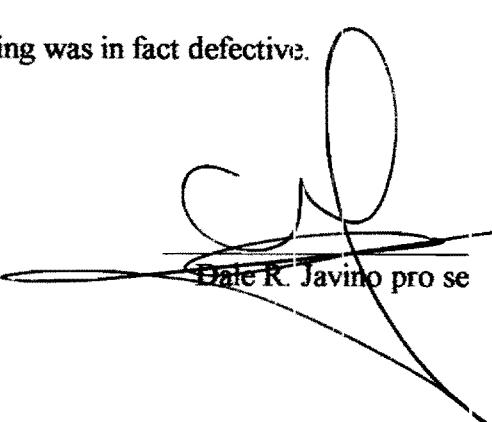
Debtor

X

NOTICE OF REARGUEMENT MOTION

COMES NOW Dale R. Javino pro se on behalf of American Land Acquisition Corporation debtor that upon application a hearing will be held before the Honorable Trust Bankruptcy Judge, to consider the debtors motion to reargue from the decision rendered on February 20, 2013 which was orally argued on February 19, 2013 which denied the debtors motion (see attached decision/order) at the U.S. Federal Bankruptcy Court 290 Federal Plaza, Central Islip, New York 11772 9th floor room 960 on March 21, 2013 9:30 a.m or any time counsel can be heard for an order dismissing the bankruptcy on new found evidence that the filing was in fact defective.

Dated: February 28, 2013


Dale R. Javino pro se

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CLERK
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF
NEW YORK

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

X Case No 8-12-76440ast

In Re: _____
Judge Alan S Trust

American Land Acquisition Corporation

Debtor

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AFFIDAVIT IN SUPPORT REARGUEMENT MOTION

STATE OF NEW YORK)
) SS:
COUNTY OF SUFFOLK)

DALE R. JAVINO pro se on behalf of American Land Acquisition Corporation respectfully ask to reargue the dismissal motion on the fact of new evidence and absolute factual documentation that will dismiss the bankruptcy case as a matter of law.

It is my opinion from the testimony that your Honor was not privy to my arguments in my papers I submitted and/or did not read my reply affidavit in support of my original motion to dismiss. Moreover, Trustee Pergament went forward without any corporation information putting the cart before the horse and was unaware of corporate filings, officers, resolutions etc. and went forward anyway even hiring his own law firm which has now generated a mountain of legal papers that otherwise should not have been commenced in lieu of the lack of information and why defective petitions are not entertained by the bankruptcy courts.

- 3 -

never researched or filed a bankruptcy before and any other further relief this Honorable Court deems just and proper.

Date I: Center Moriches, New York
February 28, 2013

Date Robert Javino pres pro se

(NOTARY)

SWORN TO BEFORE ME THIS 28TH DAY OF FEBRUARY 2013

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AMERICAN LAND ACQUISITION CORPORATION

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Business Entity Information	
Status:	Active
Type:	Domestic Corporation
Qualifying State:	NV
Managed By:	
IV Business ID:	NV20081090102
File Date:	10/2/2008
Entity Number:	E062116:008-1
List of Officers Due:	10/31/2012
Expiration Date:	
Business License Exp:	Exempt -003

Registered Agent Information	
Name:	R/A'S OF AMERICA
Address 2:	
City:	GARDNERVILLE
State:	NV
Zip Code:	89410-5273
Phone:	
Fax:	
Mailing Address 1:	
Mailing Address 2:	
Mailing City:	
Mailing State:	NV
Mailing Zip Code:	
Agent Type:	Commercial Registered Agent - Other
Jurisdiction:	NEVADA
Status:	Active
View all business entities under this registered agent	

Financial Information	
No Par Share Count:	0
Capital Amount:	\$ 75,000.00
Par Share Count:	75,000,000.00
Par Share Value:	\$ 0.001

Officers		Include Inactive Officers
Secretary - ANIBA MATOS		
Address 1:	504 US HWY 395 N	Address 2: #8
City:	GARDNERVILLE	State: NV
Zip Code:	89410-5273	Country:
Status:	Active	Email:
Director - ANIBA MATOS		
Address 1:	504 US HWY 395 N	Address 2: #8

City:	GARDNERVILLE		State:	NV
Zip Code:	89410-5273		Country:	
Status:	Active		Email:	
Treasurer - ANIBA . MATOS				
Address 1:	1504 US HWY 395 N		Address 2:	#3
City:	GARDNERVILLE		State:	NV
Zip Code:	89410-5273		Country:	
Status:	Active		Email:	
President - ANIBA . MATOS				
Address 1:	1504 US HWY 395 N		Address 2:	#3
City:	GARDNERVILLE		State:	NV
Zip Code:	89410-5273		Country:	
Status:	Active		Email:	

Actions\Amendments

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AMERICAN LAND ACQUISITION CORPORATION


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Business Entity Information

Status:	Active	File Date:	10/02/2008
Type:	Domestic Corporation	Entity Number:	E0621162008-1
Qualifying State:	NV	List of Officers Due:	10/31/2013
Managed By:		Expiration Date:	
NV Business ID:	NV20081090102	Business License Exp:	10/31/2013

Additional Information

[Central Index Key](#)

Registered Agent Information

Name:	R/A'S OF AMERICA, INC.	Address 1:	1504 US HWY 395 N #8
Address 2:		City:	GARDNERVILLE
State:	NV	Zip Code:	89410-5273
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	NV
Mailing Zip Code:			
Agent Type:	Commercial Registered Agent - Other		
Jurisdiction:	NEVADA	Status:	Active

[View all business entities under this registered agent](#)

Financial Information

No Par Share Count:	0	Capital Amount:	\$ 75,000.00
Par Share Count:	75,000,000	Par Share Value:	\$.00

Officers

 Include Inactive Officers

Secretary - DALE R JAVINO

Address 1:	1504 US HWY 395 N #8	Address 2:	
City:	GARDNERVILLE	State:	NV
Zip Code:	89410-5273	Country:	
Status:	Active	Email:	

Director - DALE R JAVINO

B

2/28/13

SilverFlume

Address 1:	1504 US H/WY 395 N #8	Address 2:	
City:	GARDNERVILLE	State:	NV
Zip Code:	89410-5273	Country:	
Status:	Active	Email:	

Treasurer - DALE R JAVIN

Address 1:	1504 US H/WY 395 N #8	Address 2:	
City:	GARDNERVILLE	State:	NV
Zip Code:	89410-5273	Country:	
Status:	Active	Email:	

President - DALE R JAVIN

Address 1:	1504 US H/WY 395 N #8	Address 2:	
City:	GARDNERVILLE	State:	NV
Zip Code:	89410-5273	Country:	
Status:	Active	Email:	

Actions\Amendments

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Disclaimer

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In re:

American Land Acquisition Corporation,

Case No.: 12-76440-ast
Chapter 7

Debtor.

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ORDER DENYING DEBTOR'S MOTION TO DISMISS

On December 19, 2012, the debtor, American Land Acquisition Corporation (the "Debtor", filed a *pro se* motion to dismiss this Chapter 7 case (the "Motion") [dkt item 14]; and the Chapter 7 Trustee, Marc A. Pergament (the "Trustee"), filed and served an Affirmation in Opposition to the Motion [dkt item 18]; and creditor, Wayne Miller ("Miller"), filed and served an Affidavit in Opposition to the Motion [dkt item 17]; and the Debtor having filed the Reply Affidavit of Dale R. Javino ("Javino") [dkt item 24]; and

A hearing on the Motion having been held before the undersigned on February 19, 2012 (the "Hearing"), and the Debtor appeared *pro se* by its president, Javino, and the Trustee appeared by Weinberg, Gross & Pergament LLP by Marc A. Pergament, Esq., and Miller appeared by Fallon & Fallon by David Fallon, Esq., and after due deliberation and consideration, and for the reasons set forth in this Court's findings of fact and conclusions of law stated on the record of the Hearing, it is hereby

ORDERED, that the Debtor's Motion seeking dismissal of this case is DENIED.

Dated: February 20, 2013
Central Islip, New York




Alan S. Trust
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

-----X Case No 8-12-76440ast
In Re Judge Alan S Trust

American Land Acquisition Corporation

Debtor

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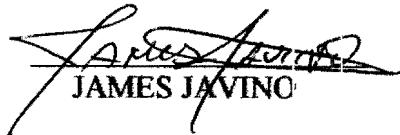
AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) SS:
COUNTY OF SUFFOLK)

JAMES JAVINO BEING DULY SWORN DEPOSE AND STATE THAT I AM EIGHTEEN YEARS OF AGE AND NOT A PARTY TO THIS ACTION:

ON FEBRUARY 28, 2013 I MAILED A TRUE COPY OF THE REARGUEMENT MOTION ON THE UNITED STATES TRUSTEE, LOCATED AT THE UNITED STATES COURTHOUSE CENTRAL ISLIP NEW YORK 11722, ON THE TRUSTEE MARC PERGAMENT LOCATED AT HIS LAW OFFICE WEINBERG GROSS & PERGAMENT 400 GARDEN CITY PLAZA SUITE 403 GARDEN CITY, NEW YORK 11530 AND WAYNE MILLER CREDITOR LOCATED AT 263 RIVER AVENUE, PATCHOGUE, NEW YORK 11772 BY DEPOSITING INTO A UNITED STATES POSTAL RECIPIEACLE FIRST CLASS PREPAID MAIL.

DATED: FEBRUARY 28, 2013
CENTER MORICHES, NEW YORK


JAMES JAVINO